

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

NYTASIA CALIP, on behalf of herself
and all others similarly situated, and on
behalf of the general public,

Plaintiff,

v.

CIOX HEALTH, LLC, a Georgia
corporation, and DOES 1 through 10,
inclusive,

Defendants.

Case No.: 3:16-cv-07231-JST

[Judge Jon S. Tigar, Dept. 9]

**~~[PROPOSED]~~ ORDER
GRANTING STIPULATION TO
REMAND CASE TO ALAMEDA
SUPERIOR COURT WITHOUT
PREJUDICE TO DEFENDANT'S
ABILITY TO RE-REMOVE
CASE IN LIGHT OF PROPOSED
SETTLEMENT**

Action Removed: December 19, 2016
Action Filed: November 18, 2016
Trial Date: None Set

PROPOSED ORDER

PURSUANT TO STIPULATION, IT IS ORDERED:

1. The instant Action is remanded to the Superior Court of the State of California, County of Alameda, for purposes of seeking approval of the global settlement reached between the Parties to this Action and the related matter, titled *Rutledge, et al. vs. HealthPort Technologies, et al.*, pending in Alameda Superior Court, Case No. RG16835813 (“*Rutledge*”).

2. This order of remand is made without prejudice to Defendant, Ciox Health, LLC’s ability to re-remove this Action to this Court if, for any reason, the global settlement is not approved or consummated.

DATED: January 12, 2018


United States District Judge